

FEE PAID

#10.00
AS

RECEIVED

JUL 25 1994

DEPT. OF ECOLOGY

WASHINGTON STATE
DEPARTMENT OF
ECOLOGYI have examined this application
required by SEPA and find that
it is: ☐ not an "action".☒ categorically☐ SURFACE WATER☐ GROUND WATER

\$10.00 MINIMUM STATUTORY EXAMINATION FEE REQUIRED WITH APPLICATION

SIGNATURE

(GRAY BOXES FOR OFFICE USE ONLY)

APPLICATION NO. CH-27501 W.R.I.A. 1 COUNTY Whatcom PRIORITY DATE 7-25-94 TIME 12:25 ACCEPTED LB

APPLICANT'S NAME — PLEASE PRINT

Bus. Tel. 354-2925
Home Tel. 354-4517
Other Tel. _____ADDRESS (STREET) 8706 Berthussen Rd. (CITY) Lynden (STATE) Wash. (ZIP CODE) 98264

DATE & PLACE OF INCORPORATION IF APPLICANT IS A CORPORATION

1. SOURCE OF SUPPLY

IF SURFACE WATER

IF GROUND WATER

SOURCE (NAME OF STREAM, LAKE, SPRING, ETC.) (IF UNNAMED, SO STATE)

SOURCE (WELL, TUNNEL, INFILTRATION TRENCH, ETC.)

TRIBUTARY

SIZE AND DEPTH

Well
36" Dia. 27 ft. Deep

2. USE

USE TO WHICH WATER IS TO BE APPLIED (DOMESTIC SUPPLY, IRRIGATION, MINING, MANUFACTURING, ETC.)

IrrigationENTER QUANTITY OF WATER
REQUESTED USING UNITS OF:

CUBIC FEET PER SECOND (CFS)

OR

GALLONS PER MINUTE (GPM)

ACRE FEET PER YEAR

300 GPM27.0

TIMES DURING YEAR WATER WILL BE REQUIRED

June - September

IF IRRIGATION, NUMBER OF ACRES

78IF DOMESTIC USE, NUMBER OF
UNITS BY TYPE, E.G. 1-HOME,
1-MOBILE HOME, 2-CAMPSITES, ETC.IF MUNICIPAL USE, ESTIMATED
POPULATION
20 YEARS FROM TODAY

DATE PROJECT WAS OR WILL BE STARTED

Approx. 1957

DATE PROJECT WAS OR WILL BE COMPLETED

Approx. 1957

3. LOCATION OF POINT OF DIVERSION/WITHDRAWAL

3A. IF IN PLATTED PROPERTY

LOT 29A BLOCK 1 OF (GIVE NAME OF PLAT OR ADDITION) _____ SECTION 13 TOWN 40 RANGE 2E ALSO, PLEASE ENCLOSE A COPY OF THE PLAT AND MARK THE POINT(S) OF WITHDRAWAL OR DIVERSION

3B. IF NOT IN PLATTED PROPERTY

ON ACCOMPANYING SECTION MAPS, ACCURATELY MARK AND IDENTIFY EACH POINT OF DIVERSION, SHOW NORTH-SOUTH AND EAST-WEST DISTANCES FROM NEAREST SECTION CORNER OR PROPERTY CORNER

ALSO, ENTER BELOW THE DISTANCES FROM THE NEAREST SECTION OR PROPERTY CORNER TO THE DIVERSION OR WITHDRAWAL.

Approx 140' West + 330' North of SE Corner of NW 1/4 of NW 1/4 Section 13.

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION)

NW 1/4 NW 1/4

SECTION

13

TOWNSHIP

40

RANGE (E. OR W.) W.M.

2E

COUNTY

WHATCOM.

4. DO YOU OWN THE LAND ON WHICH THIS SOURCE IS LOCATED. IF NOT, INSERT NAME & ADDRESS OF OWNER

No - Ron CRABTREE, 273 Molokai Aka, Kahului, Hawaii

5. LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

96732

ATTACH A COPY OF THE LEGAL DESCRIPTION OF THE PROPERTY (ON WHICH THE WATER WILL BE USED) TAKEN FROM A REAL ESTATE CONTRACT, PROPERTY DEED OR TITLE INSURANCE POLICY. OR, COPY CAREFULLY IN THE SPACE BELOW.

PAID

CHECK NO. 3905AMOUNT 10.00DATE 6/3/94

WHAT IS YOUR INTEREST IN THE PROPERTY ON WHICH THE WATER IS TO BE USED (PROPERTY OWNER, LESSEE, CONTRACT PURCHASER, ETC.)

Lessee

ARE THERE ANY EXISTING WATER RIGHTS RELATED TO THE LAND ON WHICH THE WATER IS TO BE USED (INCLUDING WATER PROVIDED BY IRRIGATION DISTRICTS OR DITCH COMPANIES.)

☐ YES

☒ NO

IF YES, FROM WHAT SOURCE (i.e. SURFACE OR GROUND WATER) AND UNDER WHAT AUTHORITY

6. DESCRIPTION OF SYSTEM PROPOSED OR INSTALLED

(FOR EXAMPLE: SIZE OF PUMP, CAPACITY OF PUMP, PUMP MOTOR HORSE POWER, PIPE DIAMETER, NUMBER OF SPRINKLERS, ETC.)

3 inch Pump, 300 G.P.M., 20 H.P. Pump (20 H.P.)
1- 300 G.P.M. Hose Reel

REMARKS

7. - 5 Irrigations anticipated during irrigation season

8. COMPLETE THIS SECTION ONLY IF THIS APPLICATION INCLUDES IRRIGATION AS A USE

IN ORDER TO IMPLEMENT THE PROVISIONS OF INITIATIVE MEASURE NUMBER 59, THE FAMILY FARM WATER ACT WHICH WAS PASSED BY THE VOTERS ON NOVEMBER 3, 1977, WE MUST ASK THE FOLLOWING QUESTIONS:

DOES THE TOTAL NUMBER OF ACRES IN WHICH YOU HAVE CONTROLLING INTEREST IN THE STATE OF WASHINGTON EXCEED 2000 ACRES FOR THE FOLLOWING THREE CATEGORIES:

1. LANDS THAT ARE BEING IRRIGATED UNDER WATER RIGHTS ACQUIRED AFTER DECEMBER 8, 1977.

YES ☐

NO ☒

2. LANDS THAT MAY BE IRRIGATED UNDER APPLICATIONS NOW ON FILE WITH THE DEPARTMENT OF ECOLOGY.

YES ☐

NO ☒

3. LANDS THAT MAY BE IRRIGATED UNDER THIS APPLICATION.

YES ☐

NO ☒

IF 10 ACRE-FEET OR MORE OF WATER IS TO BE STORED AND/OR IF THE WATER DEPTH WILL BE 10 FEET OR MORE AT THE DEEPEST POINT, A STORAGE PERMIT MUST BE FILED IN ADDITION TO THIS PERMIT. THESE FORMS CAN BE SECURED, TOGETHER WITH INSTRUCTIONS, FROM THE DEPARTMENT OF ECOLOGY.

SIGNATURES

Lee Bedington
Ron Crabtree - owner
APPLICANT'S SIGNATURE

Ronald D. Crabtree
LEGAL LANDOWNERS NAME
(PLEASE PRINT)

Ron Crabtree
LEGAL LANDOWNER'S SIGNATURE (OWNER OF PROPERTY
DESCRIBED IN ITEM NUMBER 5)

273 Molokai Akau
Kahului, Hawaii 96732
LEGAL LANDOWNER'S ADDRESS

FOR OFFICE USE ONLY

STATE OF WASHINGTON

DEPARATMENT OF ECOLOGY

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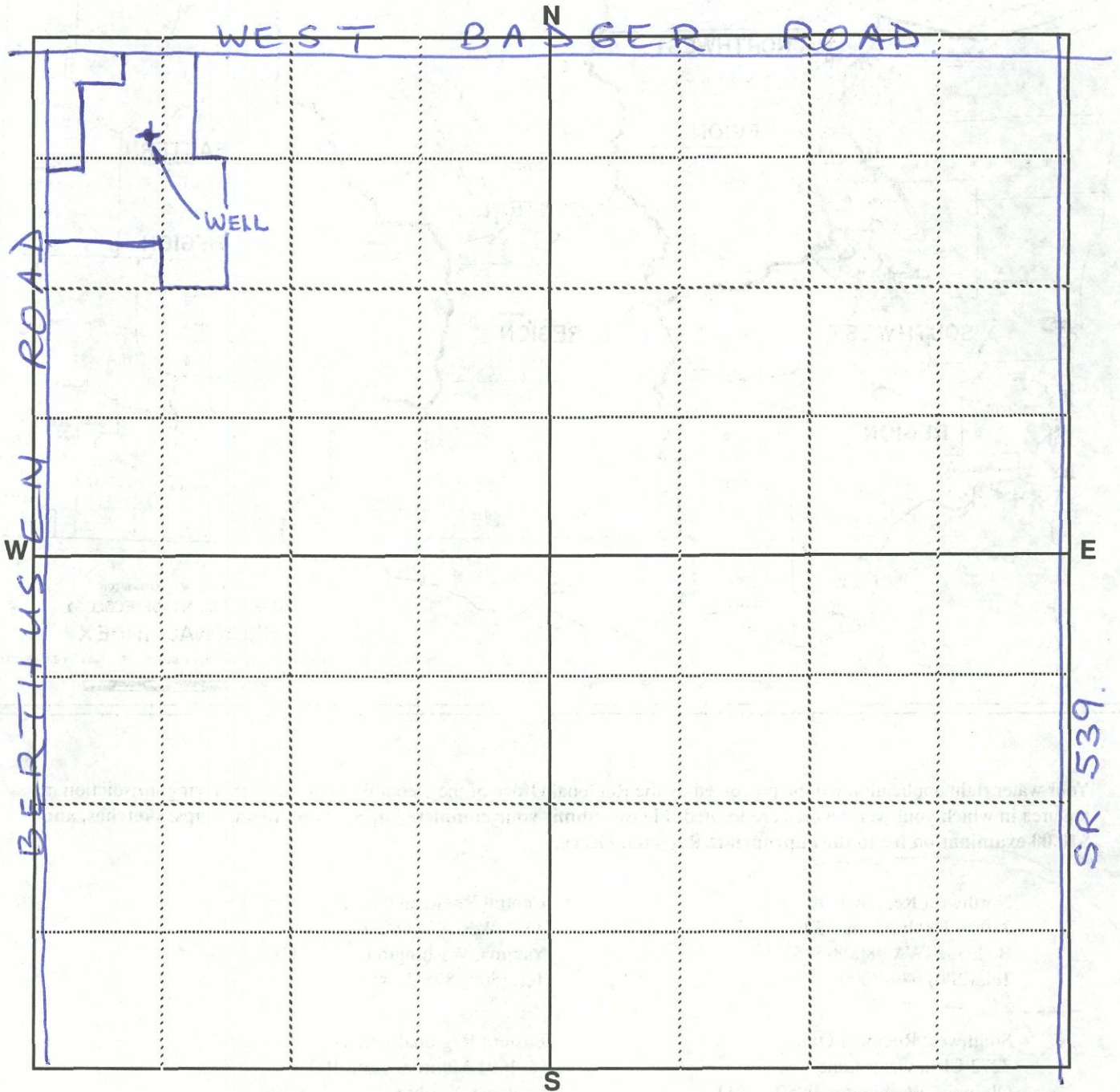
This is to certify that I have examined this application together with the accompanying maps and data, and am returning it for correction or completion as follows:

In order to retain its priority date, this application must be returned to the Department of Ecology, with corrections, on or before, 19.

Witness my hand this day of, 19.

SECTION MAP

Sec. 13 Twp. 40 N N. R. R2E



Scale: 1 inch = 800 feet (each small square = 10 acres)

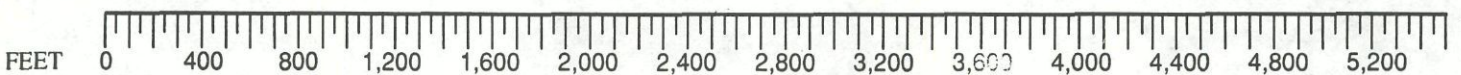
Show by a cross (X) the location of point of diversion (surface water source) or point of withdrawal (ground water source). For ground water applications, show by a circle (O) the locations of other wells or works within a quarter of a mile.

Indicate traveling directions from nearest town in space below.

Approximately 3 miles No. of Lynden and
West of Hwy 539.

Detach here

Fold along scale



Detach this scale at the performance, fold excess paper under or cut off excess by cutting along the scale line. This scale corresponds to the SECTION MAP above. You can read feet directly from this scale to outline property and locate points of diversion or withdrawal on the SECTION MAP. Enclose this map along with the application and \$10.00 examination fee.



Your water right application will be processed by the Regional Office of the Department of Ecology having jurisdiction in the area in which your water works are located. **Please submit your completed application form, maps, sketches, and \$10.00 examination fee to the appropriate Regional Office.**

Northwest Regional Office
3190 - 160th Avenue S.E.
Bellevue, WA 98008-5452
Tel. (206) 649-7000

Central Regional Office
3601 West Washington
Yakima, Washington 98903-1164
Tel. (509) 575-2800

Southwest Regional Office
7272 Cleanwater Lane
Olympia, Washington 98504-6811
Tel. (206) 586-6380

Eastern Regional Office
N. 4601 Monroe, Suite 100
Spokane, Washington 99205-1295
Tel. (509) 456-2926

The appropriate Regional Office will be happy to answer any further questions you may have.

1553331

BOUNDARY LINE AND EXCHANGE AGREEMENT

Agreement made this 15th day of September, 1986,
between RONALD D. CRABTREE AND BARBARA J. CRABTREE,
husband and wife, hereinafter called "First Party", and
DAVID L. CRABTREE AND DORIS CRABTREE, husband and wife,
hereinafter called "Second Party".

RECITALS

1. First Party owns certain real property in Whatcom County, Washington, which has been surveyed and is described as follows:

Ron
The Northwest quarter of the Northwest quarter and the West 25 rods of the Northeast quarter of the Northwest quarter of Section 13, Township 40 North, Range 2 East of W.M., EXCEPT the West 247.5 feet of the North 809 feet thereof and EXCEPT West Badger County Road along the North line thereof and EXCEPT Berthusen County Road along the West line thereof. Also EXCEPT the South 250 feet of the West 631 feet thereof.
Situate in Whatcom County, Washington.

2. The Second Party owns certain real property in Whatcom County, Washington, which has been surveyed and is described as follows:

David
A tract of land in the Northwest quarter of Section 13, Township 40 North, Range 2 East, of W.M., described as follows:

The North 25 acres of the Southwest quarter of the Northwest quarter of said section, together with the West half of the Southeast quarter of the Northwest quarter of said section and also together with the South 250 feet of the West 631 feet of the Northwest quarter of the Northwest quarter of said section.
Also EXCEPT Berthusen Road.
Situate in Whatcom County, Washington.

For the reasons set forth above and in consideration of the mutual covenants and promises of the parties hereto, First party and Second Party agree as follows:

LOCATION OF NEW BOUNDARY LINE

The new boundary line between the property owned by First Party and Second Party, as above described, is described as follows:

Commencing at the Northwest corner of said Section 13; thence South 2° 35' 04" West, along the West line of said Northwest quarter of Section 13, for a distance of 1104.13 feet; thence South 87° 26' 21" East for a distance of 16.00 feet to the Easterly right-of-way margin of the Berthusen Road and the point of beginning of said described line; thence continuing South 87° 26' 21" East for a distance of 286.10 feet; thence South 86° 21' 32" East for a distance of 325.41 feet; thence South 8° 45' 18" West for a distance of 252.90 feet; thence North 89° 37' 59" East for a distance of 1174.78 feet; thence North 0° 38' 53" East for a distance of 13.28 feet to the East-West center line of said Northwest quarter of Section 13 and the end of said described line, which is surveyed, staked and depicted on Treeline Short Plat, filed for record with the Whatcom County Auditor in Book 14 of Plats, page 27, Auditor file # 1553332, and on Crabtree Dairy Short Plat, filed for record with the Whatcom County Auditor in Book 14 of Short Plats, page 26, Auditor file # 1553329.

CONSIDERATION

At the time of the execution of this Agreement, each party shall pay to the other the sum of One Dollar, receipt of which is hereby acknowledged.

CONVEYANCE

First Party conveys and quit claims to Second Party all of the property lying Southerly of the Boundary Line, together